vss

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

LETTERS PATENT APPEAL NO.14 OF 2007
IN
WRIT PETITION NO.463 OF 2007

Subhash Bira Waghmode ... Appellant

V/s.

Krishi Utpanna Bazar Samiti & Anr. ... Respondents

Mr.K.S. Bapat i/b A.Fatangale for Appellant
Mr.G.S. Godbole for Respondent No.1

CORAM: **S.B. MHASE &**
SMT.NISHITA MHATRE, JJ.

DATED: **FEBRUARY 26, 2007**

P.C.:

. Heard Mr.Bapat. Perused the order passed by the Labour Court and the learned Single Judge of this Court. It appears that for the first time an application for correction of birth date was made in the year 1990 when the appellant-employee was in service with the respondent Market Committee since 1976 and even if the application was made in 1990, no decision on that was immediately taken. Therefore, the appellant should have immediately rushed to the Court but he did so only 2006 on the verge of retirement, when such attempts are always made. We do not desire to entertain the Petition in view of the sound reasoning given by the Court below.

3. Appeal rejected.

4. In view of the disposal of the Appeal, nothing remains in Civil Application No.18 of 2007 and the same is disposed off accordingly.

(NISHITA MHATRE, J.) (S.B. MHASE, J.)